

YORK COUNTY PRISON BOARD OF INSPECTORS MINUTES
March 13, 2012

The York County Prison Board of Inspectors met this day March 13, 2012 in the York County Administrative Center. Present were Commissioners Doug Hoke, Steve Chronister and Christopher Reilly; Tom Kearney, District Attorney; Richard Keuerleber, Sheriff; Robb Green, Controller; Charles Noll, Administrator/Chief Clerk; Michael Flannelly, Solicitor; Donald Reihart, Assistant Solicitor; Mary Sabol, Warden; Don O'Shell, Clerk of Courts; and John Klinedinst of C.S. Davidson, Inc. May it be noted that Commissioner Hoke received a court order from Judge Linebaugh appointing Judge Michael Bortner to the board; however, Judge Bortner was unable to attend today's meeting due to a conflict with trial.

Commissioner Hoke called the meeting to order at 9:00 a.m.

Approval of Minutes. Motion was made by Controller Green, seconded by Sheriff Keuerleber and unanimously carried to approve the minutes from the February 14, 2012 meeting as submitted.

Public Comments. Don O'Shell, Clerk of Courts, presented the board information he recently obtained from a Collections Enforcement Subcommittee regarding deductions made from inmate accounts to apply towards their individual outstanding debts owed for costs, fines and/or restitution, as authorized by Act 84 of 1998. Mr. O'Shell learned that Pike County, PA, is currently deducting 60% of an inmate's receipts to pay towards these outstanding debts, whereas the Pennsylvania Department of Corrections only deducts 20% of an inmate's receipts. He stated that Act 84 does not establish an allowable percentage to be deducted. Mr. O'Shell ran a recent report of the current status of monies still owed the county by offenders and the total came in at \$90.4 million. Mr. O'Shell reported that it appears that the subcommittee and the overall Task Force may make a recommendation to the Governor and General Assembly to amend Act 84 mandating county prison inmate deductions. He suggested that this would be an opportune time to revisit Act 84 deductions from inmate accounts at the York County Prison and to begin drafting a policy should such deductions become a requirement of law. Warden Sabol stated that she would bring up the issue at the next General Business Meeting of the Wardens' Association the first week in April and get their feel for it.

Don O'Shell also brought up the confinement issue. He explained that the York County Prison through JNET is reporting people entering prison but not when they are released. Because of this, the AOPC system makes it appear that there are thousands of people confined, which is incorrect. This results in the Clerk of Courts Office excluding these individuals from overdue notice processing, third party collections, etc. because it appears that they are still incarcerated. He stated that a manual cleanup has been done on these accounts, but it will have to be done again until the situation is resolved. Mr. O'Shell stated that JNET is working with the Department of Labor & Industry to go after unemployment compensation fraud. The Department of Labor & Industry has individuals applying for unemployment who are incarcerated. They want to be able to match up prison lists from the counties with what they are paying out in unemployment compensation to see where there are matches to go after the frauds. He stated that York County will not be excluded from this comparison because the Department of Labor & Industry is aware of the County's confinement reporting issue. Warden Sabol stated that

the prison will be sending the Department of Labor & Industry a confinement list every two weeks.

Warden's Report. Warden Mary Sabol distributed the Warden's report for the month of February 2012. The average daily population for February was 2,165. The food costs were \$2.04 per meal for February. They were at 12.18% of their budget for February 2012. Overtime for the month of February was \$182,611.00, of which \$35,315.00 was billed to ICE. Income for the month of February was \$1,719,740.33.

Out-of-County Revenue – Warden Sabol reported that during the month of February, income for inmates housed from the PA Department of Corrections was \$98,030.00.

Personnel – There is currently one (1) officer on continual FMLA Leave, four (4) officers on Workmen's Compensation, and two (2) officers on Military Leave.

Motion was made by Sheriff Keuerleber, seconded by District Attorney Kearney and unanimously carried to ratify payment of expenses for the previous month as detailed in the Warden's Report.

Motion was made by Controller Green, seconded by Commissioner Reilly and unanimously carried to affirm York County Salary Board action as it relates to York County Prison personnel for the previous month.

Committee Reports. Commissioner Hoke stated that the Personnel Committee will be meeting to discuss staffing. However, Commissioner Hoke would like to hear what Warden Sabol has to report from ICE before meeting with the Prison Personnel Committee.

Old Business. Warden Sabol stated the Clear For Lockup staffing at Central Booking began this week.

Warden Sabol gave an update on construction projects. Warden Sabol stated that the Control Center Project is almost complete.

Warden Sabol stated that construction on the Work Release Center Project is ahead of schedule.

New Business. Warden Sabol distributed copies of a proposal for an upgrade to the existing prison facility detention control system. The purpose of this proposal is for security and correction officer safety purposes. Warden Sabol is recommending that this project be approved and performed before any final decision on the Admissions Area Project. John Klinedinst of C.S. Davidson gave an overview of the proposal and recommended moving forward with bidding for this project. He stated that this project would cost approximately \$1,000,000.00 to complete.

Sheriff Keuerleber made a motion, seconded by District Attorney Kearney and unanimously carried to move forward with presenting the Board of Commissioners a motion to approve soliciting bids for the Prison Detention Control Systems Upgrade Project.

Assistant Solicitor Reihart reported that Judge Bortner approved an appeal hearing on the Thomas Thompson case. He stated a decision has to be made whether to have Mr. Thompson appear for the hearing or do a paper review, as done in the past.

District Attorney Kearney made a motion, seconded by Controller Green and unanimously carried to proceed with an appeal on paper for the Thomas Thompson case.

Assistant Solicitor Reihart also reported that there are currently eight (8) pending Federal cases.

Executive Sessions. Commissioner Hoke reported there were no executive sessions held since the last Prison Board Meeting.

There being no further business to come before the Prison Board at this time, Controller Green made a motion, seconded by Sheriff Keuerleber and unanimously carried to adjourn the meeting at 9:46 a.m.

Respectfully submitted,

Sherry Baer
Recording Secretary